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COURT OF APPEAL, FOURTH APPELLATE DISTRICT

DIVISION ONE

STATE OF CALIFORNIA

THE PEOPLE,

Plaintiff and Respondent,

v.

ENNIS E. WHITE,

Defendant and Appellant.

D048850

(Super. Ct. No. SCD197055)

APPEAL from a judgment of the Superior Court of San Diego County, Timothy R. Walsh, Judge. Affirmed.

Ennis E. White entered a negotiated guilty plea to second degree burglary. (Pen. Code, § 459.) The court sentenced him to a stipulated two-year middle term in prison. The record does not include a certificate of probable cause. (Cal. Rules of Court, rule 8.304(b).)

FACTS

When White entered the guilty plea, he admitted entering a business to pass a counterfeit check. The record does not include a probation report or a preliminary hearing transcript. However, having entered a guilty plea, White cannot challenge the facts underlying the conviction. (Pen. Code, § 1237.5; *People v. Martin* (1973) 9 Cal.3d 687, 693.) We need not recite the facts in greater detail.

DISCUSSION

Appointed appellate counsel has filed a brief setting forth the evidence in the superior court. Counsel presents no argument for reversal but asks this court to review the record for error as mandated by *People v. Wende* (1979) 25 Cal.3d 436. Pursuant to *Anders v. California* (1967) 386 U.S. 738, counsel refers to as possible but not arguable issues: (1) whether there was a sufficient factual basis for the guilty plea, and (2) whether White's guilty plea was constitutionally valid.

We granted White permission to file a brief on his own behalf. At White's request, we granted four extensions of time to file the supplemental brief. White has not filed a supplemental brief. A review of the entire record pursuant to *People v. Wende, supra*, 25 Cal.3d 436, including the possible issues referred to pursuant to *Anders v. California, supra*, 386 U.S. 738, has disclosed no reasonably arguable appellate issue. Competent counsel has represented White on this appeal.

DISPOSITION

The judgment is affirmed.

McINTYRE, J.

WE CONCUR:

NARES, Acting P. J.

AARON, J.